

AGENDA – REGULAR MEETING OF CITY COUNCIL – April 27, 2010

1. 7:00 p.m. roll call.
2. Invocation.
3. Pledge of allegiance.
4. Comments from the public, limited to five minutes, on matters not on the regular agenda.
5. Consent Agenda (any item placed on the consent agenda shall be removed and taken up as a separate matter, if so requested by any member of Council, otherwise all items will be voted on with one (1) motion).
 - a. Approval of minutes of the previous meeting and dispensing with reading of minutes.
 - b. Consider appropriation of funds to the General and Water Capital Projects Funds – Second Reading.
 - c. Consider supplemental appropriation to the school operating budget and the school nutrition budget – Second Reading.
 - d. Consider amending the Zoning Ordinance for corrections and updates within Sections 10-3-5, 16, 25, 48.3, 120, 122, & 123 – Second Reading.
 - e. Consider a request from the Harrisonburg-Rockingham Community Services Board to rezone a 0.456 +/- acre parcel zoned B-2C, General Business District Conditional – Second Reading.
 - f. Consider a request from Eastern Mennonite University to rezone 42.9 +/- acres of their property zoned R-3, Multiple Dwelling Residential District and I-1, Institutional Overlay District.
6. Public Hearing on FY 2010-2011 budget – First Reading.
7. Consider authorizing the City Manager to execute a contract for Stone Spring/ Erickson Ave. Phase II
8. Consider an Ordinance Amending City Code Section 4-2-6 (Transfer of cash or appropriations between funds or departments)
9. Other Matters:
 - a. Council and Staff
10. Boards and Commissions
 - a. Central Shenandoah Planning District Commission – Stacy Turner term will expire on June 30, 2010.

- b. Central Shenandoah Planning District Commission – Richard Baugh term will expire on June 30, 2010.
- c. Central Shenandoah Planning District Commission – Carolyn Frank term will expire on June 30, 2010.
- d. Community Services (Chapter 10) Board - Denise A. Whitman second term will expire on July 1, 2010.
- e. Social Services Advisory Board – Anne Elizabeth Leake Frazier term will expire on July 1, 2010.

REGULAR MEETING

April 13, 2010

DRAFT

At a regular meeting held this evening at 7:00 p.m., there were present: Mayor Kai Degner; City Manager Kurt Hodgen; Assistant City Manager Evan Vass; City Attorney Earl Q. Thumma, Jr.; Vice-Mayor Richard A. Baugh; Council Members David Wiens, Carolyn W. Frank and Ted Byrd; City Clerk Yvonne "Bonnie" Ryan, MMC; and Chief of Police Donald Harper.

Vice-Mayor Baugh gave the invocation, and Mayor Degner led everyone in the Pledge of Allegiance.

Candace Avalos, James Madison University Student Body President, expressed her concerns about the rioting at the weekend's Springfest an annual block party thrown by JMU students. "I am here on behalf of the JMU Student Body to apologize for what happened this past weekend in the City. I also plan to work with the Student Government Association and Student Body to make sure that this does not happen again." "We are sorry that we hurt the relationship with the community, damaged the reputation of our students and institution. We want to assist in anyway that we can with the university, community, and law enforcement to support the efforts in assuring that these things don't happen again."

Bucky Berry expressed discontent that West Washington Street did not receive any HUD funding to improve sidewalks or the railroad tracks in the area.

Council Member Byrd offered a motion to approve the consent agenda, including approval of the minutes and the second reading of supplemental appropriations for the Police Department, Parks and Recreation Department, and the Public Works Department. The motion was seconded by Council Member Wiens and approved with a recorded roll call vote taken as follows:

Vote: Yes - Council Member Frank
Council Member Wiens
Council Member Byrd
Vice-Mayor Baugh
Mayor Degner

Absent – None

Planning and Community Development Director Turner presented a request from the Harrisonburg-Rockingham Community Services Board to rezone a 0.456 acre parcel zoned B-2C, General Business District Conditional by amending their proffers. The parcel is located at 1351 North Main Street and can be found on tax map 42-B-4. The Comprehensive Plan designates this area as Public/Semi-Public. Mrs. Turner reviewed the surrounding uses in the area. The Harrisonburg Rockingham Community Services Board (HRCSB) is requesting to amend proffers on their .46 acre parcel zoned B-2 to consider locating a Crisis Stabilization Unit (CSU) on the site. CSU is a supervised residential program that provides a location for adults to

stay for no longer than 15 days, who may be experiencing a mental health crisis. The program would be staffed around the clock by trained mental health professionals. This property was rezoned in 2000 from R-2 to B-2C General Business District Conditional. It is necessary to amend the existing proffers because hotels, motels, or similar transient housing facilities are not permitted. Mrs. Turner reviewed the existing proffers. The applicant has proffered that a fence will be installed at the time of the construction of the building. Planning Commission has recommended approval of the request.

At 7:18 p.m., Mayor Degner closed the regular session temporarily and called the evening's first public hearing to order. The following notice appeared in the Daily News-Record on Monday, March 29, and Monday, April 5, 2010.

NOTICE OF PUBLIC HEARING

The Harrisonburg City Council will hold a public hearing on Tuesday, April 13, 2010 at 7:00 p.m., in the City Council Chambers, 409 South Main Street to consider the following:

Rezoning – 1351 North Main Street (HRC SB)

Public hearing to consider a request from the Harrisonburg-Rockingham Community Services Board to rezone a 0.456 +/- acre parcel zoned B-2C, General Business District Conditional by amending their proffers. The parcel is located at 1351 North Main Street and can be found on tax map 42-B-4. The Comprehensive Plan designates this area as Public / Semi-Public. This designation includes both existing and proposed public and semi-public use. They include lands owned or leased by the Commonwealth of Virginia (except for institutions of higher learning), the federal government, the City of Harrisonburg, and other governmental organizations. Examples of uses included in this category are public schools, libraries, City Hall and City administrative and support facilities. The Zoning Ordinance states that the B-2, General Business District is intended to provide sufficient space in appropriate locations for a wide variety of retail shopping, commercial, automotive, miscellaneous recreational, and service activities. No minimum lot size restrictions exist in the B-2, General Business District.

CITY OF HARRISONBURG

Kurt D. Hodgen

City Manager

Mayor Degner called on anyone desiring to speak for or against this rezoning request. Lacy Whitmore, Executive Director of the Harrisonburg Rockingham Community Services Board, said the Crisis Stabilization Program is a needed program in the community. It will be a warm residential facility for people to go who are experiencing a mental health crisis. The facility will be in full compliance with state regulations. There being no others desiring to be heard, the public hearing was declared closed at 7:21 p.m., and the regular session reconvened. Vice-Mayor Baugh offered a motion to approve this rezoning request as presented. The motion was seconded by Council Member Wiens and approved with a recorded roll call vote taken as follows:

Vote: Yes - Council Member Frank
Council Member Wiens
Council Member Byrd
Vice-Mayor Baugh
Mayor Degner

Absent – None

Planning and Community Development Director Turner presented a request from Eastern Mennonite University to rezone approximately 42 acres of their property zoned R-3, Multiple Dwelling Residential District and I-1 Institutional Overlay District by adding a parcel and amending their mater plan. The properties are located along Park Road, West Dogwood Drive, and Parkwood Drive and can be found on tax maps 48-H-3 & 4 and 51-A-1. The Comprehensive Plan designates this area as Institutional. Mrs. Turner reviewed the surrounding uses in the area. EMU recently re-examined the 1998 master plan to see if it needed updating in order to reflect the every changing conditions that affect the school and campus. One area that EMU saw as a priority for the overall campus was to include the implementation and use of green technology. The first change is to install renewable energy solar panels at four locations within the EMU campus. These panels will provide energy from solar cells which in turn would be utilized for power by EMU. Mrs. Turner reviewed the four locations of the solar panels and noted that all equipment associated with the solar panels would be interiorly housed. Two other changes are proposed with this amendment. A 30,000 square foot addition to the Suter Science Center and adding the addition of a parcel into the I-1 overlay district. The house and property at 1110 Park Road were acquired by EMU after approval of the 1998 master plan and the applicant desires to incorporate them into the plan. The dwelling is currently being used for housing. Harrisonburg Electric Commission has been in conversation with EMU regarding the solar panel project and from their standpoint there would not be any problems with the solar usage and interconnection. In reviewing the Plan, it should be noted that this a review of the development concept only and that each campus facility would require separate approval to insure compliance with building codes and with the City's design and construction standards. Planning Commission has recommended approval of the rezoning request.

At 7:29 p.m., Mayor Degner closed the regular session temporarily and called the evening's second public hearing to order. The following notice appeared in the Daily News-Record on Monday, March 29, and Monday, April 5, 2010.

NOTICE OF PUBLIC HEARING

The Harrisonburg City Council will hold a public hearing on Tuesday, April 13, 2010 at 7:00 p.m., in the City Council Chambers, 409 South Main Street to consider the following:

Rezoning – EMU Master Plan Change 2010

Public hearing to consider a request from Eastern Mennonite University to rezone 42.9 +/- acres of their property zoned R-3, Multiple Dwelling Residential District and I-1, Institutional Overlay District by adding a parcel and amending their master plan. The

properties are located along Park Road, West Dogwood Drive, and Parkwood Drive and can be found on tax maps 48-H-3 & 4 and 51-A-1. The Comprehensive Plan designates this area as Institutional. These lands are designated for development by certain nonprofit and public institutional uses such as colleges and universities, hospitals, offices of nonprofit organizations, community assembly uses and institutions which provide for the shelter and care of people. The Zoning Ordinance states that the R-3, Multiple Dwelling Residential District is intended for medium- to high-density residential development and other uses intended to respect the residential character, which are aesthetically compatible within the district by means of architectural expression, landscaping, and restrained traffic flow. The residential density ranges for R-3 are single-family, 6,000 sq. ft. minimum; two-family, 4,000 sq. ft/unit; multi-family, 3,000 sq. ft. minimum per unit; townhouses, 2,000 sq. ft. minimum per unit; and other uses, 6,000 sq. ft. minimum. The I-1, Institutional Overlay District is intended to provide for orderly development of certain nonprofit institutional uses and is created as a special overlay district to be superimposed on base districts by approval of City Council. Dimensional and density regulations are intended to supplement those permitted in the underlying zoning classification.

CITY OF HARRISONBURG
Kurt D. Hodgen
City Manager

Mayor Degner called on anyone desiring to speak for or against this rezoning request.

Ed Blackwell, of Blackwell Engineering and representing the applicants, said that he was available to answer any questions.

Loren Swartzendruber, President of Eastern Mennonite University, expressed his appreciation to everyone for allowing EMU to install solar panels. The project will benefit EMU in a variety of ways and provide many opportunities to work with the entire Harrisonburg community. There being no others desiring to be heard, the public hearing was declared closed at 7:39 p.m., and the regular session reconvened. Even though the public hearing had been closed, Mayor Degner allowed Tony Smith, head of Eastern Mennonite University School of Business, to present his point of view. Council Member Wiens offered a motion to approve the rezoning request as presented. The motion was seconded by Vice-Mayor Baugh and approved with a recorded roll call vote taken as follows:

Vote: Yes - Council Member Frank
Council Member Wiens
Council Member Byrd
Vice-Mayor Baugh
Mayor Degner

Absent – None

Planning and Community Development Director Turner presented a request to amend the Zoning Ordinance for corrections and updates within Sections 10-3-5, 16, 25, 48.3, 120, 122, & 123. Mrs. Turner reviewed the proposed modifications to several sections of the Zoning Ordinance for general updates and also to make revisions where word choice and other

inaccuracies mislead zoning interpretations. Planning Commission has recommended approval amending several sections of the Zoning Ordinance.

At 7:46 p.m., Mayor Degner closed the regular session temporarily and called the evening's third public hearing to order. The following notice appeared in the Daily News-Record on Monday, March 29, and Monday, April 5, 2010.

NOTICE OF PUBLIC HEARING

The Harrisonburg City Council will hold a public hearing on Tuesday, April 13, 2010 at 7:00 p.m., in the City Council Chambers, 409 South Main Street to consider the following:

Ordinance Amendments – Zoning Ordinance Amendments Sections 10-3-5, 16, 25, 48.3, 120, 122, & 123

Public hearing to consider amending the Zoning Ordinance for corrections and updates within Sections 10-3-5, 16, 25, 48.3, 120, 122, & 123.

Maps and other information are available for review in the Community Development Department, 409 South Main Street, Monday through Friday, 8:00 a.m. to 5:00 p.m.

All persons interested will have an opportunity to express their views at these public hearings. Any individual requiring auxiliary aids, including signers, in connection with the public hearing shall notify the Planner at 432-7700 at least five days prior to the date of the meeting.

CITY OF HARRISONBURG

**Kurt D. Hodgen
City Manager**

Mayor Degner called on anyone desiring to speak for or against amending these ordinances. There being no one desiring to be heard, the public hearing was declared closed at 7:47 p.m., and the regular session reconvened. Council Member Byrd offered a motion to amend these ordinances as presented. The motion was seconded by Council Member Wiens and approved with a recorded roll call vote taken as follows:

Vote: Yes - Council Member Frank
Council Member Wiens
Council Member Byrd
Vice-Mayor Baugh
Mayor Degner

Absent – None

City Manager Hodgen said that the City does not have all of the information regarding the Springfest incident on April 10th. There are a lot of unanswered questions including how

much did it cost. There will be after action report that will be produced after meeting with JMU, student groups, complex representatives, and others to move toward some solutions and recommendations hopefully to avoid such incidents in the future.

Police Chief Harper gave a brief overview of the Springfest incident. On Saturday, April 10th, the Police Department received a complaint from a property owner on Village Lane regarding a large crowd that had become very disorderly. While police officers were trying to clear the area bottles and rocks were thrown at them. Colonel Harper reported City Police Officers were assisted by Virginia State Troopers, Staunton Police Officers, Rockingham and Augusta County Deputies. Property owners reported that students were trying to break into their homes to use bathrooms, defecating on their property and wanted the police to disperse the crowd. After the Police regrouped and declared the party to be an unlawful assembly, officers began to move in to disperse the crowd, using tear gas and pepper spray. The most serious charges included malicious wounding by mob and assault and battery by mob.

Mayor Degner thanked the Harrisonburg Police Department for their duty, bravery and dispersing an out-of-hand and dangerous crowd. He acknowledged JMU Student Government President Candace Avalos for her apology on behalf of the students. This is obviously out of line of what the university expects of their students. "I invite President Rose to excuse the people who are here to throw things at our Police Officers and be drunk and dangerous to people in the community." For the people that were here that were outside of the community we don't invite you back and look forward to coming up with solutions to prevent this from ever happening again.

Council Member Byrd thanked Colonel Harper for the professionalism of the Police Department.

School Board Finance and Technology Director, Dee Dee Dawson, presented a request for a supplemental appropriation for the School Board. Mrs. Dawson said that these funds represent unanticipated receipts from local and federal sources. No additional local dollars are required from the City Council for the school division to receive these funds. Council Member Byrd offered a motion to approve this request for a first reading, and that:

\$61,975.00 chge. to: 1111-33301 School Revenue – Federal

31,000.00 chge. to: 1114-31691 School Nutrition Revenue – Receipts

\$37,816.00 approp. to: 1111-111114-40610 Instruction

4,000.00 approp. to: 1111-111114-40620 Administration, Attendance, and Health

500.00 approp. to: 1111-111114-40630 Transportation

19,659.00 approp. to: 1111-111114-40680 Technology

2,500.00 approp. to: 1114-111414-40650 School Nutrition Services

28,500.00 approp. to: 1114-111414-40680 Technology-School Nutrition Services

The motion was seconded by Council Member Frank and approved with a recorded roll call vote taken as follows:

Vote: Yes - Council Member Frank
Council Member Wiens
Council Member Byrd
Vice-Mayor Baugh
Mayor Degner

Absent – None

Council Member Byrd offered a motion to approve the Harrisonburg Education Foundation's request to close one to two lanes of Garbers Church Road to hold the Sherry B. Anderson Memorial 5K run and walk on May 15th from 9:00 a.m. until 12:00. The motion was seconded by Council Member Wiens and approved with a recorded roll call vote taken as follows:

Vote: Yes - Council Member Frank
Council Member Wiens
Council Member Byrd
Vice-Mayor Baugh
Mayor Degner

Absent – None

Council Member Byrd offered a motion to approve a street closing request from Rockingham Memorial Hospital on May 26th between 1:30 p.m. until 3:30 p.m. The street closing will occur along South Mason Street between Grace Street and the RMH pedestrian bridge connecting the hospital to the cancer center. The motion was seconded by Council Member Frank and approved with a recorded roll call vote taken as follows:

Vote: Yes - Council Member Frank
Council Member Wiens
Council Member Byrd
Vice-Mayor Baugh
Mayor Degner

Absent – None

Council Member Byrd offered a motion to approve a request from the Shenandoah Valley TEA Party to allow only one lane to be closed if necessary around Court Square from West Market Street to South Main Street for a planned event on April 15th between 5:15 p.m. and 7:30 p.m. The motion was seconded by Council Member Frank and approved with a recorded roll call vote taken as follows:

Vote: Yes - Council Member Frank
Council Member Wiens
Council Member Byrd
Vice-Mayor Baugh

Mayor Degner

Absent – None

Council Member Wiens offered a motion to close a paved public alley located south of the Turner Pavilion and the grassy area behind the Community Development Department every Saturday during the market season between 7:00 a.m. until 1:00 p.m. The motion was seconded by Council Member Frank and approved with a recorded roll call vote taken as follows:

Vote: Yes - Council Member Frank
Council Member Wiens
Council Member Byrd
Vice-Mayor Baugh
Mayor Degner

Absent – None

The next item of business was a presentation and update of a Technical Energy & Water Savings Audit. Public Works Department Planner Thanh Dang said the project began as a result of the City receiving an Energy efficiency block grant in the amount of \$206,200. In January 2010 a proposal was presented for a project to do a Technical Energy & Water Savings Audit on four (4) city buildings, which include the Municipal Building, Public Works Building, Public Safety Building, and Community Activities Center. This proposal is an executive summary of the findings, which is a detailed energy analysis report. The Technical Energy & Water Savings Audit Report identifies a variety of energy savings opportunities within the facilities. Proposed programs include reducing City's utility consumption, completing improvements over a period of time, and providing project cost savings. Following further discussion and comments, Council agreed to ask the Finance Committee to review this report at a future date.

City Manager Hodgen presented a request for appropriated funds for the Public Works Department. He said there are currently funds in the General and Water Capital Projects Funds that have not been budgeted. These amounts include interest earnings, recovered costs, and VDOT revenue sharing funds. Vice-Mayor Baugh offered a motion to approve this request for a first reading, and that:

\$ 1,192.17 1310-31010 Amount from fund balance
3,483.34 1310-31513 Investment earnings
79,014.00 1310-31914 Recovered cost
.04 1310-32527 DEQ Grant (Rain Barrel Work shop)
1,215,371.00 1310-32513 VDOT Revenue Sharing
2,100.00 1321-31513 Investments earnings

\$ 6,473.52 1310-910141-48636 Erickson Avenue/Stone Spring Road
701.99 1310-910141-48699 Peach Grove Park-A Dream Come True
(2,500.00) 1310-910141-48724 HRHA Project Bonds
79,014.00 1310-910141-48610 2 Way Communications system

.04 1310-910141-48616 City wide drainage program
1,215,060.56 1310-910141-48636 Erickson Avenue/Stone Spring Road
2,100.00 1321-910161-48654 Eastern Source Development

The motion was seconded by Council Member Byrd and approved with a recorded roll call vote taken as follows:

Vote: Yes - Council Member Frank
Council Member Wiens
Council Member Byrd
Vice-Mayor Baugh
Mayor Degner

Absent – None

Council Member Byrd offered a motion that Jennifer Carpenter-Stovall, 250 East Elizabeth Street, be appointed to a first term on the Industrial Development Authority to expire on April 24, 2014. The motion was seconded by Council Member Byrd and approved with a unanimous voice vote.

At 9:15 p.m., there being no further business and on motion adopted, the meeting was adjourned.

CITY CLERK

MAYOR

cc: City Council
City Manager
Public Library

AGENDA ITEM ACTION REQUEST

| | |
|--|---|
| | Meeting Date: April 27, 2010 Meeting Type: Regular <input checked="" type="checkbox"/> Special <input type="checkbox"/> |
| Requestor: <input type="checkbox"/> Manager <input type="checkbox"/> City Attorney <input checked="" type="checkbox"/> Department <input type="checkbox"/> Other: Finance | Item: Consider appropriation of funds to the General and Water Capital Projects Funds – Second Reading. |
| Reviewed: <input checked="" type="checkbox"/> Manager <input type="checkbox"/> City Attorney <input checked="" type="checkbox"/> Department <input type="checkbox"/> Other Finance | Review: There are currently funds in the General and Water Capital Projects Funds that have not been budgeted. These amounts include interest earnings, recovered costs, and VDOT revenue sharing funds. Approval of the request will increase the FY 2009-10 budget by \$1,301,160.56. |
| Recommend: YES: <input checked="" type="checkbox"/> NO: <input type="checkbox"/> <input type="checkbox"/> Manager <input type="checkbox"/> City Attorney <input checked="" type="checkbox"/> Department <input type="checkbox"/> Other Finance | |
| April 27.777 | Attachments: 1. Supplemental Appropriation form |

CITY OF HARRISONBURG, VIRGINIA
REQUEST FOR: SUPPLEMENTAL APPROPRIATIONS
For Fiscal Year Ended June 30, 2010

From:

| FUND | CODE | ACCOUNT DESCRIPTION | AMOUNT |
|------|-------|--|--------------|
| 1310 | 31010 | Amount from fund balance | 1,192.17 |
| 1310 | 31513 | Investment earnings (23.74 + 3,459.60) | 3,483.34 |
| | | Sub total | 4,675.51 |
| 1310 | 31914 | Recovered cost (8,162 + 66,267+4,585) | 79,014.00 |
| 1310 | 32527 | DEQ Grant (Rain Barrel Work shop) | 0.04 |
| 1310 | 32544 | VDOT Revenue Sharing | 1,215,371.01 |
| | | Total General Capital Projects Fund | 1,299,060.56 |
| 1321 | 31513 | Investments earnings | 2,100.00 |
| | | Grand Total | 1,301,160.56 |

To:

| FUND | CODE | ACCOUNT DESCRIPTION | AMOUNT |
|------|--------------|-------------------------------------|--------------|
| 1310 | 910141-48636 | Erickson Avenue/Stone Spring Road | 6,473.52 |
| 1310 | 910141-48699 | Peach Grove Park-A Dream Come True | 701.99 |
| 1310 | 910141-48724 | HRHA 6.4 M Project-21.141 Bonds | (2,500.00) |
| | | Sub Total | 4,675.51 |
| 1310 | 910141-48610 | 2 Way Communications system | 79,014.00 |
| 1310 | 910141-48616 | City wide Drainage Program | 0.04 |
| 1310 | 910141-48636 | Erickson Avenue/Stone Spring Road | 1,215,371.01 |
| | | Total General Capital Projects Fund | 1,299,060.56 |
| 1321 | 910161-48654 | Eastern Source Development | 2,100.00 |
| | | Grand Total | 1,301,160.56 |

Reason: To appropriate capital projects funds that have been received but not budgeted.

Requested by :

Head of Department

Date

Funds Available :

Director of Finance

Date

Recommended & Approved :

City Manager

Date

City Council Approval:

(1st reading)

City Council Approval:

(2nd reading)

FINANCE DEPARTMENT'S POSTING

C:\Excel\Forms\Budget\Budget forms Bonnie.XLS

NAME

DATE

JV #

AGENDA ITEM ACTION REQUEST

| | |
|---|---|
| | Meeting Date: April 27, 2010 Meeting Type: Regular <input checked="" type="checkbox"/> Special <input type="checkbox"/> |
| Requestor: <input type="checkbox"/> Manager <input type="checkbox"/> City Attorney <input checked="" type="checkbox"/> Department <input type="checkbox"/> Other Finance | Item: Consider supplemental appropriation to the school operating budget and the school nutrition budget – Second Reading. |
| Reviewed: <input checked="" type="checkbox"/> Manager <input type="checkbox"/> City Attorney <input type="checkbox"/> Department <input checked="" type="checkbox"/> Other | Review: Consider this request for a supplemental appropriation to the schools operating budget and the school nutrition budget for \$92,975.00. These funds represent unanticipated receipts from local and federal sources. No additional local dollars are required from City Council for the school division to receive these funds. |
| Recommend: YES: <input checked="" type="checkbox"/> NO: <input type="checkbox"/> <input type="checkbox"/> Manager <input type="checkbox"/> City Attorney <input type="checkbox"/> Department <input checked="" type="checkbox"/> Other | |
| April 27.25 | Attachments: 1. Supplemental Appropriation form. |

CITY OF HARRISONBURG, VIRGINIA
REQUEST FOR: SUPPLEMENTAL APPROPRIATIONS
For Fiscal Year Ended June 30, 2010

From:

| FUND | CODE | ACCOUNT DESCRIPTION | AMOUNT |
|------|-------|-------------------------------------|-----------|
| 1111 | 33301 | School Revenue - Federal | 61,975.00 |
| 1114 | 31691 | School Nutrition Revenue - Receipts | 31,000.00 |
| | | Total | 92,975.00 |

To:

| FUND | CODE | ACCOUNT DESCRIPTION | AMOUNT |
|------|--------------|---|-----------|
| 1111 | 111114-40610 | Instruction | 37,816.00 |
| | 111114-40620 | Administration, Attendance, and Health | 4,000.00 |
| | 111114-40630 | Transportation | 500.00 |
| | 111114-40680 | Technology | 19,659.00 |
| | | School Operating Budget Subtotal | 61,975.00 |
| 1114 | 111414-40650 | School Nutrition Services | 2,500.00 |
| | 111414-40680 | Technology - School Nutrition Services | 28,500.00 |
| | | School Nutrition Fund Subtotal | 31,000.00 |
| | | Total | 92,975.00 |

Reason: Consider this request for a supplemental appropriation to the schools operating fund and the school nutrition fund totaling \$92,975. These funds represent unanticipated receipts from local and federal sources.

No additional local dollars are required from City Council for the school division to receive these funds.

Requested by : Donald J. Lul 4/6/10
 Superintendent of Schools Date

Funds Available : James O. Seal 3/26/10
 Director of Finance Date

Recommended & Approved : W.D. Noyes 4/7/10
 City Manager Date

City Council Approval: 4-13-10
 (1st reading)

City Council Approval: _____
 (2nd reading)

FINANCE DEPARTMENT'S POSTING

NAME

DATE

JV #

AGENDA ITEM ACTION REQUEST

| | |
|---|---|
| | Meeting Date: April 27, 2010 Meeting Type: Regular <input checked="" type="checkbox"/> Special <input type="checkbox"/> |
| Requestor: <input type="checkbox"/> Manager <input type="checkbox"/> City Attorney <input type="checkbox"/> Department <input checked="" type="checkbox"/> Other | Item: Consider amending the Zoning Ordinance for corrections and updates within Sections 10-3-5, 16, 25, 48.3, 120, 122, & 123 – Second Reading. |
| Reviewed: <input type="checkbox"/> Manager <input type="checkbox"/> City Attorney <input type="checkbox"/> Department <input checked="" type="checkbox"/> Other | Review: Planning Commission recommended approval (5-0), of the ordinance amendments. |
| Recommend: YES: <input checked="" type="checkbox"/> NO: <input type="checkbox"/> <input type="checkbox"/> Manager <input type="checkbox"/> City Attorney <input type="checkbox"/> Department <input checked="" type="checkbox"/> Other | |
| April27.10 | Attachments: 1. Ordinances |

ORDINANCE AMENDING AND RE-ENACTING SECTION

10-3-5

OF THE

CODE OF ORDINANCES

CITY OF HARRISONBURG, VIRGINIA

**Be it ordained by the Council of the City of
Harrisonburg, Virginia:**

That Section 10-3-5 be amended as follows:

Section 10-3-5. Establishment of districts.

The following subsection (a) shall read as shown:

(a) For the purpose of this chapter the City of Harrisonburg is divided into districts as follows:

| | |
|-------------|--|
| <i>R-1</i> | <i>Single-Family Residential District.</i> |
| <i>R-2</i> | <i>Residential District.</i> |
| <i>R-3</i> | <i>Multiple Dwelling Residential District.</i> |
| <i>R-3</i> | <i>Medium Density Residential District.</i> |
| <i>R-4</i> | <i>Planned Unit Residential District.</i> |
| <i>R-5</i> | <i>High Density Residential District.</i> |
| <i>R-6</i> | <i>Low Density Mixed Residential Planned Community District.</i> |
| <i>R-7</i> | <i>Medium Density Mixed Residential Planned Community District</i> |
| <i>MX-U</i> | <i>Mixed Use Planned Community District</i> |
| <i>MH-1</i> | <i>Manufactured Home Park District.</i> |
| <i>MH-2</i> | <i>Manufactured Home Subdivision District.</i> |
| <i>B-1A</i> | <i>Local Business District.</i> |
| <i>B-1</i> | <i>Central Business District</i> |
| <i>B-2</i> | <i>General Business District</i> |
| <i>M-1</i> | <i>General Industrial District</i> |
| <i>I-1</i> | <i>Institutional Overlay District</i> |
| <i>U-R</i> | <i>Urban Residential District</i> |
| <i>R-P</i> | <i>Residential-Professional District</i> |

The remainder of Section 10-3-5 is reaffirmed and reenacted in its entirety,
except as hereby modified.

This ordinance shall be effective from the _____ day of _____, 2010.
Adopted and approved this _____ day of _____, 2010.

MAYOR

ATTESTE:

CLERK OF THE COUNCIL

ORDINANCE AMENDING AND RE-ENACTING SECTION
10-3-16

OF THE
CODE OF ORDINANCES
CITY OF HARRISONBURG, VIRGINIA

**Be it ordained by the Council of the City of
Harrisonburg, Virginia:**

That Section 10-3-16 be amended as follows:

Section 10-3-16. Conditions for site plan review.

The following subsection (e) shall read as shown:

(e) An approved site plan shall expire and be null and void unless a building permit for the construction of the same substantial elements of the site plan has been issued within a period of five years.

The remainder of Sections 10-3-16 is reaffirmed and reenacted in its entirety, except as hereby modified.

This ordinance shall be effective from the ____ day of _____, 2010.
Adopted and approved this ____ day of _____, 2010.

MAYOR

ATTESTE:

CLERK OF THE COUNCIL

ORDINANCE AMENDING AND RE-ENACTING SECTION

10-3-25

OF THE

CODE OF ORDINANCES

CITY OF HARRISONBURG, VIRGINIA

**Be it ordained by the Council of the City of
Harrisonburg, Virginia:**

That Section 10-3-25 be amended as follows:

Section 10-3-25. Off-street parking regulations:

The following subsection (3) shall read as shown:

(3) Definition of "Landscaping for Parking Lots": All parking lots for new buildings, other than industrial sites, requiring more than ten (10) parking spaces shall include well-defined and well maintained landscaped areas equal to at least fifteen (15) percent of the total area to be used for parking, maneuvering and driveways on site. Parking spaces shall be separated from all right-of-way lines and property lines by a landscaped border not less than ten (10) feet in width or appropriate visual elements such as walls or fencing, except along adjoining lot lines which lie within a shared parking arrangement approved by a special use permit allowing for a zero side yard setback. Landscaping interior to the parking area or within a thirty-foot perimeter of the parking area shall be permitted to count towards meeting the fifteen (15) percent requirement. It is required that hardy trees or shrubs which are regional species be planted or saved, and that all plantings and ground cover be either maintained or replaced.

The remainder of Section 10-3-25 is reaffirmed and reenacted in its entirety, except as hereby modified.

This ordinance shall be effective from the _____ day of _____, 2010.
Adopted and approved this _____ day of _____, 2010.

MAYOR

ATTESTE:

CLERK OF THE COUNCIL

ORDINANCE AMENDING AND RE-ENACTING SECTION
10-3-48.3

OF THE
CODE OF ORDINANCES
CITY OF HARRISONBURG, VIRGINIA

**Be it ordained by the Council of the City of
Harrisonburg, Virginia:**

That Section 10-3-48.3 be amended as follows:

Section 10-3-48.3. Uses permitted by right.

The following subsection (10) shall read as shown:

(10) Hospitals, convalescent or nursing homes, funeral homes, medical offices and professional offices as defined by article F.

The remainder of Section 10-3-48.3 is reaffirmed and reenacted in its entirety, except as hereby modified.

This ordinance shall be effective from the _____ day of _____, 2010.
Adopted and approved this _____ day of _____, 2010.

MAYOR

ATTESTE:

CLERK OF THE COUNCIL

ORDINANCE AMENDING AND RE-ENACTING SECTION
10-3-120

OF THE
CODE OF ORDINANCES
CITY OF HARRISONBURG, VIRGINIA

**Be it ordained by the Council of the City of
Harrisonburg, Virginia:**

That Section 10-3-120 be amended as follows:

Section 10-3-120. Reserved

The remainder of Section 10-3-120 is reaffirmed and reenacted in its entirety,
except as hereby modified.

This ordinance shall be effective from the ____ day of _____, 2010.
Adopted and approved this ____ day of _____, 2010.

MAYOR

ATTESTE:

CLERK OF THE COUNCIL

ORDINANCE AMENDING AND RE-ENACTING SECTION
10-3-122

OF THE
CODE OF ORDINANCES
CITY OF HARRISONBURG, VIRGINIA

**Be it ordained by the Council of the City of
Harrisonburg, Virginia:**

That Section 10-3-122 be amended as follows:

Section 10-3-122. Withdrawal of application.

Amend as shown:

Applications for a change in zoning may be withdrawn from consideration before the first notice of a public hearing thereon has been published and fees refunded if no publication cost is incurred. Application for a change in zoning which are withdrawn after the end of the public hearing shall be considered as denied for the purpose of one-year limitation or reconsideration as provided in section 10-3-121.

The remainder of Section 10-3-122 is reaffirmed and reenacted in its entirety, except as hereby modified.

This ordinance shall be effective from the ____ day of _____, 2010.
Adopted and approved this ____ day of _____, 2010.

MAYOR

ATTESTE:

CLERK OF THE COUNCIL

ORDINANCE AMENDING AND RE-ENACTING SECTION
10-3-123

OF THE
CODE OF ORDINANCES
CITY OF HARRISONBURG, VIRGINIA

**Be it ordained by the Council of the City of
Harrisonburg, Virginia:**

That Section 10-3-123 be amended as follows:

Section 10-3-123. Conditional zoning.

Remove subsection (i).

The remainder of Section 10-3-123 is reaffirmed and reenacted in its entirety,
except as hereby modified.

This ordinance shall be effective from the _____ day of _____, 2010.
Adopted and approved this _____ day of _____, 2010.

MAYOR

ATTESTE:

CLERK OF THE COUNCIL

AGENDA ITEM ACTION REQUEST

| | |
|---|---|
| | Meeting Date: April 27, 2010 Meeting Type: Regular <input checked="" type="checkbox"/> Special <input type="checkbox"/> |
| Requestor: <input type="checkbox"/> Manager <input type="checkbox"/> City Attorney <input type="checkbox"/> Department <input checked="" type="checkbox"/> Other | Item: Consider a request from the Harrisonburg-Rockingham Community Services Board to rezone a 0.456 +/- acre parcel zoned B-2C, General Business District Conditional – Second Reading. |
| Reviewed: <input type="checkbox"/> Manager <input type="checkbox"/> City Attorney <input type="checkbox"/> Department <input checked="" type="checkbox"/> Other | Review: Planning Commission recommended approval (5-0) of the rezoning request for property located on tax map parcel 42-B-4. CSB will be amending their proffers on property located at 1351 North Main Street. |
| Recommend: YES: <input checked="" type="checkbox"/> NO: <input type="checkbox"/> <input type="checkbox"/> Manager <input type="checkbox"/> City Attorney <input type="checkbox"/> Department <input checked="" type="checkbox"/> Other | |
| 27.11 | Attachments: 1. |

AGENDA ITEM ACTION REQUEST

| | |
|---|---|
| | Meeting Date: April 27, 2010 Meeting Type: Regular <input checked="" type="checkbox"/> Special <input type="checkbox"/> |
| Requestor: <input type="checkbox"/> Manager <input type="checkbox"/> City Attorney <input type="checkbox"/> Department <input checked="" type="checkbox"/> Other | Item: Consider a request from Eastern Mennonite University to rezone 42.9 +/- acres of their property zoned R-3, Multiple Dwelling Residential District and I-1, Institutional Overlay District. |
| Reviewed: <input type="checkbox"/> Manager <input type="checkbox"/> City Attorney <input type="checkbox"/> Department <input checked="" type="checkbox"/> Other | Review: Planning Commission recommended approval (5-0) of the rezoning request for property located on tax map parcels 48-H-3 & 4 and 51-A-1. EMU will be adding a parcel and amending their master plan for properties located along Park Road, West Dogwood Drive, and Parkwood Drive. |
| Recommend: YES: <input checked="" type="checkbox"/> NO: <input type="checkbox"/> <input type="checkbox"/> Manager <input type="checkbox"/> City Attorney <input type="checkbox"/> Department <input checked="" type="checkbox"/> Other | |
| April 27.12 | Attachments: 1. |

AGENDA ITEM ACTION REQUEST

| | |
|---|--|
| | Meeting Date: April 27, 2010 Meeting Type: Regular <input checked="" type="checkbox"/> Special <input type="checkbox"/> |
| Requestor: <input checked="" type="checkbox"/> Manager <input type="checkbox"/> City Attorney <input type="checkbox"/> Department <input type="checkbox"/> Other | Item: Public Hearing on FY 2010-2011 budget – First Reading. |
| Reviewed: <input checked="" type="checkbox"/> Manager <input type="checkbox"/> City Attorney <input type="checkbox"/> Department <input type="checkbox"/> Other | Review: The public hearing on the proposed FY 2010-2011 will be held and Council is requested to consider adopting the budget on first reading. |
| Recommend: YES: <input checked="" type="checkbox"/> NO: <input type="checkbox"/> <input checked="" type="checkbox"/> Manager <input type="checkbox"/> City Attorney <input type="checkbox"/> Department <input type="checkbox"/> Other | |
| April 27.55 | Attachments: 1. Public Hearing notice. |

CITY OF HARRISONBURG, VIRGINIA PROPOSED BUDGET FOR FISCAL YEAR ENDED JUNE 30, 2011

For information and fiscal planning purposes only

A public hearing will be held by the Harrisonburg City Council on Tuesday, April 27, 2010 at 7:00 P.M., or as soon as the agenda permits, in the Harrisonburg City Council Chambers located at 409 South Main Street, Harrisonburg, Virginia. Interested citizens are encouraged to attend and express their views:

| | 2009-10 | | | 2010-11 As Proposed |
|-----------------------------------|-----------------|-------------------|----------------|---------------------------|
| <u>Revenues - By Funds</u> | <u>Original</u> | <u>Amendments</u> | <u>Amended</u> | |
| Operating: | | | | |
| General | 83,615,484 | 1,162,073 | 84,777,557 | 84,840,166 |
| School | 53,492,698 | 1,689,038 | 55,181,736 | 52,026,238 |
| School Nutrition | 2,304,079 | 27,155 | 2,331,234 | 2,483,018 |
| Emergency Communication Center | 3,547,863 | - | 3,547,863 | 3,450,630 |
| Community Development Block Grant | 670,774 | 243,525 | 914,299 | 583,140 |
| Water | 8,260,969 | 11,397 | 8,272,366 | 7,442,298 |
| Sewer | 9,034,563 | 5,578 | 9,040,141 | 9,157,118 |
| Public Transportation | 7,738,854 | 294,283 | 8,033,137 | 8,043,645 |
| Sanitation | 12,366,655 | 173,882 | 12,540,537 | 13,170,206 |
| Central Garage | 872,351 | - | 872,351 | 842,213 |
| Central Stores | 125,430 | - | 125,430 | 123,373 |
| | | | (1) | |
| Total Operating | 182,029,720 | 3,606,931 | 185,636,650 | 182,162,045 |
| Capital Projects: | | | | |
| General Capital Projects | 932,000 | 21,815,415 | 22,747,415 | 420,000 |
| School Capital Projects | - | 1,746,392 | 1,746,392 | - |
| Water Capital Projects | 875,000 | 14,422,143 | 15,297,143 | 186,119 |
| Sewer Capital Projects | 450,000 | 3,700,369 | 4,150,369 | 300,000 |
| Sanitation Capital Projects | 630,000 | 4,617,840 | 5,247,840 | 822,000 |
| Total Capital Projects | 2,887,000 | 46,302,159 | 49,189,159 | 1,728,119 |
| Total | 184,916,720 | 49,909,090 | 234,825,809 | 183,890,164 |
| <u>Expenditures - By Funds</u> | | | | |
| Operating: | | | | |
| General | 83,615,484 | 1,162,073 | 84,777,557 | 84,840,166 |
| School | 53,492,698 | 1,689,038 | 55,181,736 | 52,026,238 |
| School Nutrition | 2,304,079 | 27,155 | 2,331,234 | 2,483,018 |
| Emergency Communication Center | 3,547,863 | - | 3,547,863 | 3,450,630 |
| Community Development Block Grant | 670,774 | 243,525 | 914,299 | 583,140 |
| Water | 8,260,969 | 11,397 | 8,272,366 | 7,442,298 |
| Sewer | 9,034,563 | 5,578 | 9,040,141 | 9,157,118 |
| Public Transportation | 7,738,854 | 294,283 | 8,033,137 | 8,043,645 |
| Sanitation | 12,366,655 | 173,882 | 12,540,537 | 13,170,206 |
| Central Garage | 872,351 | - | 872,351 | 842,213 |
| Central Stores | 125,430 | - | 125,430 | 123,373 |
| | | | (1) | |
| Total Operating | 182,029,720 | 3,606,931 | 185,636,650 | 182,162,045 |
| Capital Projects: | | | | |
| General Capital Projects | 932,000 | 21,815,415 | 22,747,415 | 420,000 |
| School Capital Projects | - | 1,746,392 | 1,746,392 | - |
| Water Capital Projects | 875,000 | 14,422,143 | 15,297,143 | 186,119 |
| Sewer Capital Projects | 450,000 | 3,700,369 | 4,150,369 | 300,000 |
| Sanitation Capital Projects | 630,000 | 4,617,840 | 5,247,840 | 822,000 |
| Total Capital Projects | 2,887,000 | 46,302,159 | 49,189,159 | 1,728,119 |
| Total | 184,916,720 | 49,909,090 | 234,825,809 | 183,890,164 |

Any individual requiring auxiliary aids, including signers, in connection with this public hearing must notify the City Manager at least five (5) days prior to the date of the meeting.

Copies of the proposed budget are available for public review in the City Manager's office, 345 South Main Street; the Massanutten Regional Library, 145 South Main Street and on the City's Internet web site at (<http://www.harrisonburgva.gov/>).

AGENDA ITEM # 7**AGENDA ITEM ACTION REQUEST**

| | |
|---|---|
| | Meeting Date: April 27, 2010 Meeting Type: Regular <input checked="" type="checkbox"/> Special <input type="checkbox"/> |
| Requestor: <input type="checkbox"/> Manager <input type="checkbox"/> City Attorney <input checked="" type="checkbox"/> Department <input type="checkbox"/> Other Public Works | Item: Consider authorizing the City Manager to execute a contract for Stone Spring/ Erickson Ave. Phase II |
| Reviewed: <input checked="" type="checkbox"/> Manager <input checked="" type="checkbox"/> City Attorney <input checked="" type="checkbox"/> Department <input type="checkbox"/> Other Public Works | Review: On Tuesday, April 20, 2010 at 2 PM, bids were opened for Erickson Avenue/Stone Spring Road, Phase II. A copy of the bid results and a resolution on bid award is attached. The apparent responsible and responsive low bidder is Perry Engineering with a bid of \$20,732,523.02. The Engineer's Estimate for the project was \$30,021,130.50. This project involves construction between South Main Street and the east city limits and among its many benefits, will eliminate a significant traffic bottleneck at South Main/Pleasant Hill/Huffman Streets and include a new bridge over Interstate 81. Upon completion of the Stone Spring widening on the "county side", this project will also facilitate better access to the new hospital site and east/west traffic flow in general. Council approval is being requested to authorize the City Manager to execute a contract subject to receipt of final recommendation of award from our consulting engineers, approval of the Commonwealth Transportation Board, and confirmation of the amount of the Virginia Department of Transportation's (VDOT) financial contribution. VDOT is financially responsible for the replacement of the I-81 bridge and the approaches on either side. The City's share of project costs will be financed through a general obligation bond. |
| Recommend: YES: <input checked="" type="checkbox"/> NO: <input type="checkbox"/> <input checked="" type="checkbox"/> Manager <input checked="" type="checkbox"/> City Attorney <input checked="" type="checkbox"/> Department <input type="checkbox"/> Other Public Works | |
| April 27.101 | Attachments: 1. Bid results 2. Resolution on bid award |

BID CHECK LIST

(As read at Bid Opening)

ERICKSON AVENUE/STONE SPRING ROAD CONNECTION

STATE PROJECTS: U000-115-223, C-501 B-501
0081-082-128, C-501, B-642
U000-115-224, C-501

HARRISONBURG, VIRGINIA

BID DATE: APRIL 20, 2010 @ 2:00 P.M.

1/0 DBE

M&C COMMISSION NO. 1938

| CONTRACTOR | ADD. #1 REVISED BID FORM SIGNED | ADD. #2 EXCEL FORM SIGNED | 5% BID BOND | FORM C-48 | FORM C-111 | FORM C-49 | FORM C-21B | FORM C-21C | FORM C-7c | FORM C-104 | FORM C-105 | VDOT PRE. CERT. | VA CONT. LIC. | BASE BID AMOUNT U000-115-223, C-501, B601 | BASE BID AMOUNT 0081-082-128, C-501, B-642 | BASE BID AMOUNT U000-115-224, C-501 | ITEMS 527 & 528 BID AMOUNT | TOTAL BID AMOUNT (3 PROJECTS) |
|-------------------------------|--|------------------------------------|-------------------|--------------|---------------|--------------|---------------|---------------|--------------|---------------|---------------|-----------------------|---------------------|--|---|--|-------------------------------|-------------------------------------|
| A & J Dev. & Excavation, Inc. | | | | | | | | | | | | | | | | | | |
| Branch Highways, Inc. | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | | | | | \$21,640,839.95 |
| Contracting Unlimited, Inc. | | | | | | | | | | | | | | | | | | |
| DLB, Inc. | | | | | | | | | | | | | | | | | | |
| General Excavation, Inc. | | | | | | | | | | | | | | | | | | |
| Hammond-Mitchell, Inc. | | | | | | | | | | | | | | | | | | |
| Key Construction | | | | | | | | | | | | | | | | | | |
| Perry Engineering Co., Inc. | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | | | | | \$20,732,523.02 |
| The Lane Construction Corp. | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | | | | | \$21,937,139.25 |
| | | | | | | | | | | | | | | | | | | |
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**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HARRISONBURG,
VIRGINIA, GRANTING THE CITY MANAGER THE RIGHT TO AWARD THE
BID FOR THE STONE SPRING/ERICKSON AVENUE, PHASE II PROJECT**

WHEREAS, the City of Harrisonburg has advertised and received bids on April 20, 2010 for the construction of Stone Spring/Erickson Avenue, Phase II; and

WHEREAS, the bids received are still being studied and the engineer's recommendation for award is not available for the City Council's regular meeting held on April 27, 2010; and

WHEREAS, the Stone Spring Erickson Avenue, Phase II project also needs to be approved by the Commonwealth Transportation Board (CTB) and to meet their agenda, the City's award of the bid to the lowest responsive and responsible bidder needs to be made by the City prior to the City Council's next regular meeting to be held on May 11, 2010; and

WHEREAS, in order to meet that deadline the City Council is willing to authorize the City Manager to award the bid to the lowest responsive and responsible bidder and to further authorize the City Manager to enter into an agreement with the successful bidder following the CTB approval of the award;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HARRISONBURG, VIRGINIA:

That the City Council of the City of Harrisonburg, Virginia hereby authorizes the City Manager, upon receiving the engineer's recommendation, to award the bid for Stone Spring/Erickson Avenue, Phase II project to the lowest responsive and responsible bidder. City Council further authorizes the City Manager, upon receiving approval of the CTB to award the bid to the lowest responsive and responsible bidder, to enter into a contract with the successful bidder.

Approved: April 27, 2010

MAYOR

ATTEST:

CLERK OF THE COUNCIL

AGENDA ITEM ACTION REQUEST

| | |
|---|--|
| | Meeting Date: April 27, 2010 Meeting Type: Regular <input checked="" type="checkbox"/> Special <input type="checkbox"/> |
| Requestor: <input type="checkbox"/> Manager <input type="checkbox"/> City Attorney <input checked="" type="checkbox"/> Department <input type="checkbox"/> Other Finance | Item: Consider an Ordinance Amending City Code Section 4-2-6 (Transfer of cash or appropriations between funds or departments) |
| Reviewed: <input checked="" type="checkbox"/> Manager <input checked="" type="checkbox"/> City Attorney <input checked="" type="checkbox"/> Department <input type="checkbox"/> Other Finance | Review: City Code Section 4-2-6 currently allows the City Manager to approve the transfer of funds between expenditure line items within funds except for the General Fund. It is requested that the code section be changed to eliminate the General Fund exception. A copy of the proposed ordinance amendment is attached. |
| Recommend: YES: <input checked="" type="checkbox"/> NO: <input type="checkbox"/> <input checked="" type="checkbox"/> Manager <input checked="" type="checkbox"/> City Attorney <input checked="" type="checkbox"/> Department <input type="checkbox"/> Other | |
| April27.100 | Attachments: 1. Ordinance amending and re-enacting section 4-2-6 |

ORDINANCE AMENDING AND RE-ENACTING SECTION 4-2-6
OF THE
HARRISONBURG CITY CODE

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF HARRISONBURG, VIRGINIA:

That Section 4-2-6 be amended and re-enacted as follows:

Section 4-2-6. Transfer of cash or appropriation between and within funds.

No cash or appropriation transfer between funds shall be made or entered into the books of account except by appropriate resolution of the city council; provided, that the individual or department desiring such transfer or appropriation of funds shall first present a request therefore to the director of finance and the city manager for their approval or disapproval. However, transfers of appropriations within a fund may be made by the city manager, except as noted in Section 4-2-10.

This ordinance shall be effective from the date of its passage.

ADOPTED AND APPROVED this ____ day of _____, 2010.

MAYOR

ATTESTE:

CLERK OF THE COUNCIL